Previous references.

1898

~~190~~ .

(Courts)

File No. 979/98

Serial Nos. 1–8

Later references.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1—8

Major **Part B. for**

Establishment of an additional Subjudge's Court at Mysore.

Sl 1 From the Registrar, Chief Court.

No 1326/44. D 24-8-98.

Forwards copy of Proceedings of the Chief Court and recommends the appointment of another Subjudge to dispose of the arrears.

Sl 2. To the Compiles

No 2844/J 309. D 30-8-98.

Notifies for publication that an Addl Subjudge's Court for the districts of Mysore & Hassan, has been established at Mysore temporarily from 1st Sept 1898

To the Regr Chief Ct No 2845/310 D 30-8-98

Forwards copy of ~~88~~ for information

Sl 3. To The Compiler. No. 2846/J 311. D 30.8.98.
Notifies for publication in the Gazette that Mr P.
Singrachar is appointed as Subordinate Sub-Judge in
Charge of the temporary Addl Court at Mysore.
No 2847/J 312 D 30.8.98. Copy to Regr & Ct.

Sl 4: To The Regr & The Comptroller.
No. 2848-9/J 313 D 30.8.98.
Requests ★ favour the Court with certain information
regarding the work of the two Judges of Mysore City
the Distt Judge & the Subordinate Judge.

Sl 5. From The Regr Chief Court.
No. 2351/79. D 7.10.98.
Forwards two Statements showing the work done
by the Distt Judge & Subjudge of Mysore.

Sl 6. To The Registrar Chief Court.
No. 5881/J 604. D 2.11.98.
Points out that the Judges have not embodied
the particulars required by Para 1 of (G.O.) Sl 4 and
requests to obtain and submit the same.

Sl 7. From The Regr Ct Court.
No. 2647/105. D 4.11.98.
Forwards the "Remarks" made by the Distt Judge in
answer to the above (Sl 6)

Sl 8. To The Registrar of Chief Court.
No. 6569/J 687. D 24-11-98.
Records the above and remarks that
it is highly undesirable that work in the
Civil Ct should fall into arrears.
Indexed: Nil. [illegible]

SECTION ~~4 (b)~~

FILE No. 9700 (General Serial No. 30).

SERIAL No. 1 Form

J 2661

1674

25-8-98.

1898

(1)

The Registrar of the
Chief Court of Mysore

To The Secretary to the
Government of Mysore
Public Works Dept.

Dated 24

Despatched 24 August 98

Received

Enclosures No. 1

General No. 1326

No. 44

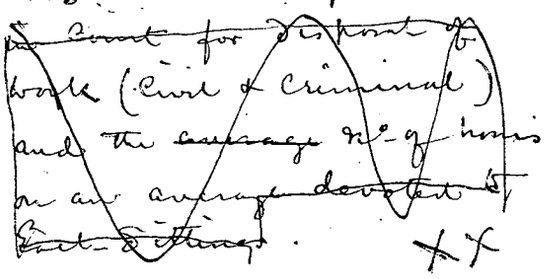
Sealed & Delivered.

The Quantity of work in arrears is enormous & there is no possibility of its being got through with an Addl Judge.

26/8/98.

The work is really not heavier than what one Dt Judge (may be expected to do since one Sub Judge & Asst Commr, with ordinary application on their part. It is evident that the present large accumulation of arrears is the result of the want of Continuous due application on the part of the present Judges — Mr. C. Cress & S.R. and Mr. Sowbraya

The Chief Court will be requested to favour the Govt with the following information regarding the average ~~daily~~ number of hours per day in the case of Sub Judges for the 8 months from Nov to June last. ~~that is each Sub Judge Sat in Court for the purpose of work (Civil & Criminal) and the average no of hours on an average devoted to each Sitting.~~



Enclosed copy of proceedings of the Chief Court passed on a perusal of the monthly statements of work from Nov. 1897 to July 1898 in the Courts of the Sub Judges & Subordinate Judge of Mysore recommends the appointment of another Sub Judge with an establishment to dispose of the arrears, and requests that accommodation for the Addl Sub. Judge may be provided for elsewhere.

J 25/8/98

Central Jail Press, Bangalore.—14-8-91.—3,703.

The Govt believe that ~~It is not desirable that the~~ Subs Ch' ~~Something must be done~~ an addl Ch' for 3 months - Sept to March - & by ~~Stopping the vacation~~ annual Recess of the pres the 2 present Dist & Sess Judge's Ch working throughout the year - without the annual Recess - that would be a departure of the abnormal accn of work before the end of the year.

1. The No of working days
2. The No of days on which the Judge sat in Court for the disposal of work (Civil or Criminal)
& 3. The ~~ordinary~~ hours at which the Judge usually begins & closes his Court work

other than ordinary holidays

~~As the present Subordinate~~ of arrears

2. The Govt, while reserving ~~for~~ the Consideration ~~the~~ of the steps reqd to prevent any future accumulation of arrears of work such as that now brought to notice, agree with the Ch Judge in thinking that the appointment ~~of~~ an additional Sub Judge ~~for the~~ ~~Boundaries of~~ ~~Bo~~ is necessary for the ~~present~~ disposal of the present arrears of work ~~and the accg~~.

3 ~~A~~ temporary ~~addl~~ addl Sub Judge's Ch with jurisdiction over the Bo of Myma & Hassan is Sanctioned with Effect from ~~1st~~ Sept 1898 - This Sanction will determine on ~~31st~~ March 1899 - The Ministerial Est. recommended by the Chief Judge as per

details in the margin is Sanctioned.

---

appd as Sub Judge - S. P. T for the charge of the temps Court above Sanctd -

29/8/98. by.

Secy: was there not an idea that the Sub Ch at Shimoga was the temps.? How does that question stand now?

Comment.

by

1. The C Ch will be requested to require from the Ch in dept a weekly & the new Ch temps Ch a weekly Statement of the No of Suits & hours devoted by them & of work & in this & other ways to get them to turn out a reasonable quantity of work

No 1326 Judl
44

3

(1)

Bangalore, 24th August 1898

From

The Registrar of the
Chief Court of Mysore.

To,

The Secretary to the
Government of Mysore
General and Revenue Department

Sir,

I am directed to forward for the information of Government a copy of this Court's proceedings No. 1324/69 dated 24th August 1898 passed on a perusal of the monthly statements of civil work from November 1897 until July 1898 in the Courts of the District Judge and Subordinate Judge of Mysore.

The Statements show that on the first day of July 1898, the number of pending cases was as follows :-

	O.S.	Reg:ap:
District Court	22	432
Sub-Court	161	286.

The Statement of work for July 1898 shows a further accumulation of

one

one suit and 19 appeals in the District Court.

More than one year may be needed for disposal of the work which is in arrear; and consequently cases which may be filed during this month may not be heard until the end of next year. Whoever may deserve censure for the existing state of things, it is manifest that a remedy is urgently called for.

If the appointment of another Subordinate Judge ~~for~~ 10 months be sanctioned and if he be directed to hear only appeals, he may be expected to dispose of about 400 appeals before the end of the current official year. The District Judge and the permanent Subordinate Judge ought to be able to promptly dispose of the arrear of work and cases which may hereafter be filed.

A small establishment of 2 clerks, one on Rs 25 and one on Rs 20, and 4 peons on Rs 6 each, is considered sufficient to meet the requirements of the new Sub-Judge. Fair copies of his Judgments and decrees will be made by the District Court establishment. At the end of each

week

week, the Subordinate Judge will return to the District Court the records of the cases disposed of in the week.

The District Judge has complained of insufficiency of accommodation for the Additional Munsiff's Court. There is no room for the Additional Subordinate Judge in the Civil Court buildings. I am directed to request that accommodation may be provided for elsewhere.

If the Bhobbe... [illegible] to Bangalore [illegible] [illegible]

I have the honor to be,
Sir,
Your Most Obedient Servant,

[illegible]
Registrar.

Asst

6 Cen to 8 1/2 a

No. 1324
-69

Proceedings of the Chief Court of Mysore
Bangalore 24th August 1898

Read statement of Civil Cases filed and disposed of in the Courts of the District Judge, Ashtagram Division, and of the Subordinate Judge of Mysore from November 1897 to July 1898.

— " —

When Mr. Cross took Charge of the District and Sessions Court of Mysore in November 1897, there were 26 Suits and 329 Civil Regular Appeals for disposal. The number of Suits and Regular Appeals filed from November 1897 upto end of June 1898 was 15 and 205 respectively, and the number disposed of by him during that period was 19 Suits and 102 Appeals, so that there were 22 undisposed of Suits and 432 Regular Appeals at the end of the official year. A perusal of the monthly Statements submitted by him since December 1897 shows that the arrear has been gradually accumulating and that there is not a single month in which the number of disposed of Cases exceeded the number filed. It is manifest that more than a year's

work

work is in arrear. The gradual accumulation shows that the Judge is unable to cope with the work.

The Subordinate Judge also does not appear to have been sufficiently diligent in the discharge of his duty. On the first day of November 1897, there were for disposal 82 Original Suits, 94 Small cause Suits, 158 Applications for execution and 246 Regular Appeals. 81 Original Suits, 328 Small cause Suits and 124 Regular Appeals were filed during the remaining eight months of the official year, and the number disposed of was 65, 310 and 84 respectively, so that on 1st July 1898, there was a larger number of Suits and Appeals for disposal than on 1st November 1897. The disposal on an average per mensem of 8 original Suits, 40 Small cause Suits and 10 Regular Appeals is all the work which the Sub Judge has been able to show during the last eight months of the year 1897-98. This is disappointing. It is hoped that there will be an improvement in the current year.

By Order
(Signed) V. A. Rajaratnamoorty
Registrar

Copy
V. Rajaratnamoorty
Registrar

SECTION Vol. 6

FILE No. 97 of 88

SER'AL No. 2

2844
J 309

8 30/8/98

(2)

In exercise of the powers conferred by the Mysore Civil Courts Regulation, 1883, the Govt. of Mysore are pleased temporarily for a period of 7 months to establish the Court of an additional Subordinate Judge at Mysore with effect from the 1st day of Sept. 1898; and they are further pleased to direct that the local limits of the said Court shall comprise the Districts of Mysore and Hassan.

G.
30/8/98
Sec. G.

To the Compiler
Mysore Gazette
& Reporter Chief Court

2845
J 310

SECTION 9 Cols

FILE No. 1 97 of 98

SERIAL No. 3

(3)

2846
J 311
30/8/98

Mr. P. Singracharlu, Munsiff

is appointed Subordinate Judge of the last Sub. Div. Cdm., and will be in charge of the temporary additional subordinate Judge's Court at Mysore established under Judge's No. 2844 / J. 309 of the 30th August 1898.

4
30/8/98

The Comptroller
Mysore Gazette
& Registrar

2847
J 312

SECTION 1d&

FILE No. D 97 of 84 (4)

SERIAL No. 4

84

Read –

Letter No. 1326/44 dated 24th August 1898 from the Registrar of the Chief Court forwarding a copy of Chief Court's Proceedings No. 1324/69 ~~dated 24th Aug~~ of the same date, passed on a perusal of the statement of Civil work done in the courts of the District Judge and Sub Judge of Mysore from Nov. 1897 to July 1898 and recommending the appointment of an additional Sub Judge for ten months to assist in the disposal of the abnormally heavy arrears which have

accumulated on the files of those courts.

Order thereon — 2548-9 / 2313 dt 30-8-48

In the opinion of the Govt the work is not ~~really~~ ~~The work is not~~ heavier than what one Dist. Judge and one Sub Judge may be expected to dispose of with ordinary application on their part ~~It is evident that the~~ present large accumulation of arrears is the result of the want of continuous due application ~~on~~ the part of the present Judges — ~~Mr. C. Cross and Mr. S.R. Sabharwal~~. The Chief Court will be requested to favor the Government

with the following in-
formation regarding
the work of
each of these Judges for
the 8 months from
November to June last:-

(1). The number of working
days other than authorised
holidays in Each of the Eight
months

(2). The number of days
on which the Judge
sat in Court for the
disposal of work (civil
or Criminal) in Each month

and (3). The hours at which
the Judge usually
begins and closes
his Court work.

2. The Government
while reserving the con-
sideration of the steps
required to prevent any
future accumulation

of arrears of work such as that now brought to notice, agree with the Chief ~~Court~~ Judge in thinking that the appointment of an additional Sub Judge is necessary for the disposal of the present arrears of work. The Government believe that an additional Sub Judge's Court for seven months - September to March - and the present District and Sub Judges' Courts working throughout the year without the annual recess should be able to dispose of the abnormal accumulation of work before the end of the official year.

3 A temporary Additional Sub Judge's Court with jurisdiction over the Districts of Mysore and Hassan is sanctioned with effect from 1st September 1898. This sanction will determine on 31st March 1899. The ministerial Establishment recommended by the Chief Judge as per details in the margin is sanctioned.

One clerk on Rs 25
" Do " " 20.
Four peons on " 6 each.

4. Mr. P. Srinivasa Iyengar is appointed as Sub Judge Sub pro tem for charge of the temporary Court above sanctioned.

15

~~If not be reported~~ 15

5. ~~The Chief Court,~~ ^ will be ~~required~~ requested to obtain ~~require~~ direct ~~from~~ the Courts in default and the new temporary Courts, ^ were required & Submit & the Chief Court a weekly statement of the quantity of work turned out by each & the same of the number of hours detailed, ~~by each for Court work~~ and in this and other ways to get them to turn out a reasonable quantity of work.

~~and & pass them~~ not sure it will probably have some salutary effect.

30/8/98

Secretary.

30/8/98

Work this has to be opposed [illegible]

To

The Registrar

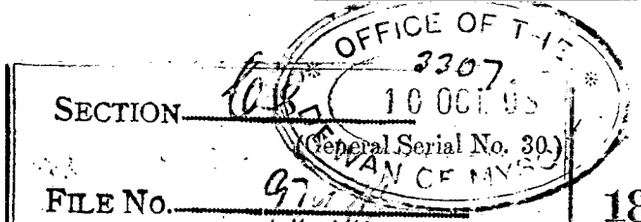
Chief Court

Paras 3 and 4

~~the~~ Comptroller

be opposed [illegible]

30/8/98.



SECTION 10B (General Serial No. 30)

FILE No. 97

SER'AL No. 1898

W&C F 469

From The Registrar of the Chief Court of Mysore

(11)

To The Secretary to the Government of Mysore

Dated 7

Despatched 8 Jud & Rev Departt

Received October.

Enclosures No. 2

General No. 2351

No. 79

With reference to the Govt Order of Government No 28489 / 365 forwards 2 statements received from the District Judge & Sub Judges of Mysore showing the work done from 1st to 31st November 97 up to the end of June 98

Please write a letter for the information not furnished

31-10-98

J 10/10/98

References. Submitted with Secretary's remarks.

13/10. 19-10-98

26/10/98

Central Jail Press, Bangalore.—13-9-94.—2,902.

17

(11)

No 2351
79
Encl: 2

Bangalore 7th October 1898

From

The Registrar of the
Chief Court of Mysore

To The Secretary to the
Government of Mysore
General & Revenue Departments

Sir,

With reference to para 1 of the proceedings of Government no. 2848-9 / J 313 dated 30th August 1898, (1)(b) I am directed to forward the enclosed statements (2) received from the District Judge and Sub Judge, Mysore, showing the work done in their Courts from 1st November 1897 upto the end of June 1898.

I have the honor to be,
Sir,
your most obedient Servant,

Registrar

18 Ex to SC 5 11/a

A

Name of the month	Number of working days	No. of days on which the Judge sat in Court	Remarks
November 1897.	25	21	The difference between Columns
December	20	16	2 and 3 is due to the fact that I
January '98	21	16	was on Casual leave for 3 days
February	23	20	in January and one day in June '98,
March	23	19	that for 2 days before the annual recess
April	12	7	I was clearing off arrears and writing
May	1	1	Judgments, no Cases having been posted for
June	25	20	these days, and that on all Saturdays no Court was held they being reserved for writing Judgments.
Total	150	120	As a rule the Court begins shortly after 11 A.M and closes between 5 & 6 P.M giving an average of about 6 hours a day.

30 Aug 98

Sub Judge

Statement showing the work done in
1st November 1897 to the end of June

Month.	Total number of working days exclusive of vacation, Sundays and authorized Holidays	Days occupied in Sessions.	Days occupied in Assessors sessions including travelling to and from Assessors.	Days during which civil, criminal appeals, original, execution, miscellaneous cases, mis appeals and criminal revision Petitions were heard in Court.	Days occupied in writing judgments in cases both Civil & Criminal
November 97.	25	3	"	16	6
December "	20	"	10	8	2
January 1898	21	5	"	12	4
February "	23	6	"	12	5
March — "	23	"	8	11	4
April — "	10	6	"	4	"
May — "	1	"	"	1	"
June — "	25	"	14	8	3
	148	20	32	72	24
150 (Vide Sub-Treasury Bill)					

District and Sessions Court
Mysore
29th September 1898

19

11/a

the District and Sessions Court, Mysore from 1898.

Number of cases disposed							
Civil					Criminal		
Original	Execution	Miscellaneous	Civil appeals	Mis-appeals.	Criminal appeals	Criminal Mis Petitions	Remarks.
4	2	67	21	4	5	4	Not received Explanation on Court's (3) Cf. dated 1 Dec 1898
3	5	53	10	3	5	1	
2	8	59	12	2	9	1	
5	6	77	16	2	4	2	
1	7	74	15	3	5	4	
2	2	37	10	2	3	3	
3	4	19	1	0	3	2	
	6	101	17	4	5	5	
9	40	487	102	20	39	22	Vide separate sheet hereto attached.

Abercrombie

District Sessions Judge

SECTION tde 20

FILE No. 37/98

SERIAL No. 6

(12)

To,

The Registrar of the Chief Court of Mysore.

Dated. 2nd Novr 1898.

No 5-881/J604

In acknowledging the receipt of his letter no 2357/79 dated the 7th October/98, has the honor to enquire, that the D.J. Judge of Mysore, has not embodied in his statement therewith forwarded, the particulars required in clause three of para 1 of Govt Pro: no 2848-9/J313 of the 30th ultimo, and to request that the Registrar will be good enough to obtain & submit the same to

~~the Office~~ at an early ~~as soon as possible~~ date.
Observes further that the separate sheet stated in the B. O. remarks "Column of the Drift-progs" slatt to have been attached thereto, has not been received in this office. Jos Seey. 1/11/98

Rec'd 1/11/98

SECTION 165 (General Serial No. 30.)

FILE No. 37038

SERIAL No.

From The Registrar of the Chief Court of Mysore

To The Secretary to the Government of Mysore

Dated 4 Genl & Rev: Department

Despatched 5 Number 98

Received

General No. 2647 } 189
No. 105

Enclosures No. 1

OFFICE OF THE DEPUTY COMMISSIONER OF MYSORE
4035
5-11-98
1898

575

87

(13)

Record with an expectancy that the answer will be favourable and that it may be made available for use in the Criminal Courts. Full with answer & the return Notice has been received in the Court of the Mysore District

21-11-98

Forwards, for the information of Government, the enclosed "Remarks" by the Dt. Judge of Mysore with reference to the subject made in para 1 of Govt Pro: No 2848-9 & the 30th September last.

Jud Submitted to Secretary with 7.11.98 reference

Ord 19/11/98 18-11-98

Central Jail Press, Bangalore.—5-7-98.—3,221.

No 2647
10 5

23

Encl 1

Bangalore 4th November 1898

From

(13)

The Registrar of the
Chief Court of Mysore

To,

The Secretary to the
Government of Mysore
General and Revenue Department

Sir,

Adverting to your docket
No: 5881/604 of the 2nd instant,
I am directed to forward,
herewith, for the information
of Government, the enclosed
"Remarks" by the District Judge
of Mysore with reference to the
enquiry made in para 1
of Government Proceedings
No: 2848-9 dated the 30th August
J. 313
last. — I have the honor to be,

Sir,
Your Most Obdt: Servant,

Registrar

Remarks

13/a

The Court sits from 11 A.M. till 5 P.M., or a few minutes more or less according to the duration of the cases posted for hearing on days when Sessions, Original, or Appellate work is done. A few days in each month, chiefly Saturdays, are occupied in writing up important or voluminous judgments in cases requiring much time or consideration, and as a matter of fact every holiday, and almost every morning from 6 to 9 A.M, is occupied in writing up judgments and orders, both Civil and Criminal.

I would respectfully deprecate the impression that any delay has occurred since I relook charge here, for I can confidently appeal to the judges of the Chief Court and the Government whether during my service of more than 20 years in the Judicial Department, I have not been better known as a clearer of arrears than an accumulator, and the fact that during the year 1897-8 no less than 170 Regular appeals and 27 original cases were disposed of, as against 132 Regular Appeals and 19 original Suits in 1896-7, will show what strenuous exertions have been made to dispose of the heavy and annually increasing Civil work of this Division.

not much.

However with the aid of the Additional Sub Judge recently sanctioned, I have no doubt that a clear file will be shown by the end of March next.

Abrest

District and Sessions Judge.

65-69

No. J 687

24-11-98

SECTION 6(2)

FILE No. 97.98

SER'AL No. 0

Read:-

Letters No. 2351/79 and 2647/105 dated 7th October and 4th Nov/98 respectively, from the Registrar, Chief Court of Mysore

(14)

~~Correspondence~~

~~Regarding with letter No 2647/105~~

~~dated the 4th Nov/98~~

~~from the Registrar of the Chief Court of Mysore,~~

~~forwarding~~ submitting with reference to para 1 of the Govt Pro: No 2348-9/J313 of the 30th August 1898, 2 statements received from the District Judge & Sub-judge, Mysore, showing the work done in their Courts from 1st November 1897 up to the end of June 1898.

---

order thereon.

Recorded with an expression of hope that the arrears will be cleared off

off as early as possible with the observation and that it is highly undesirable that work in the Civil Courts should fall into arrears to the extent that it has done recently in the Courts of the Mysore Districts.

BR
23/11/98

for Secy:

To,
The Registrar of the Chief Court of Mysore.

recd. & sent. 23/11/98